

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

FRANK RAMIREZ ESPINOZA,

Plaintiff,

v.

L. MARTINEZ, et al.,

Defendants.

Case No. [22-cv-08987-HSG](#)

ORDER OF DISMISSAL

On December 20, 2022, the Court docketed an unsigned document received from Plaintiff, titled “Complaint under the Civil Rights Act, 42 U.S.C. § 1983 (Injunction and Prospective ‘TRO’ Requested) Demand for a Jury Trial,” with a caption naming certain Correctional Training Facility correctional officers as defendants. Dkt. No. 1. The body of the document is the certificate of funds statement. Dkt. No. 1. Because Plaintiff sought relief from this Court, the Court opened an action pursuant to this filing.

That same day, the Court informed Plaintiff that the action was deficient because he had not attached a complaint to his document, instructed him to file a complaint on the complaint form within twenty-eight days, and sent him a blank complaint form. Dkt. No. 3. The deadline to file a complaint has passed and Plaintiff has not filed the required documents and has not communicated with the Court.

Accordingly, this action is **DISMISSED** for failure to file a complaint. The dismissal is without prejudice to Plaintiff filing a motion to reopen the action. Any motion to reopen must be accompanied by a signed complaint on the proper form.


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The Clerk shall enter judgment against Plaintiff, terminate all pending motions as moot, and close the case.

IT IS SO ORDERED.

Dated: 2/7/2023


HAYWOOD S. GILLIAM, JR.
United States District Judge

United States District Court
Northern District of California